IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NOS.2456 TO 2464 AND 2466 TO 2473 OF 2006

IN

FERA APPEAL NOS. 1 TO 17 OF 2006

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:	Court's or Judge's orders

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Ms.Anjali Chandurkar with Mr.Ranjit Shetty and Mr.Pritesh Rajgor i/b P.D.S. Legal for the Applicant.

Mr.R.V. Desai, Senior Advocate with Mr.Y.R. Mishra and Mr.D.A. Dube for the Respondent.

CORAM : H.L. GOKHALE &
V.R. KINGAONKAR, JJ.

DATE : 26TH JULY 2006

P.C. :

1. Heard Ms.Chandurkar in support of these Civil Applications and Mr.Desai, Senior Advocate for the Respondent.

2. Ms.Chandurkar seeks stay of the impugned order to the extent that no further steps be taken consequent upon the order dated 20th February 2006. Mr.Desai opposes the prayer.

3. Inasmuch as the Appeals are admitted, the Appellant is praying for a stay. A penalty of Rs.31,50,000/- has been imposed against the Appellant. Out of this amount, Rs.3,15,000/- were deposited at the time of filing the internal appeal leaving the balance of Rs.28,35,000/-. Ms.Chandurkar pointed out that the connection of the Appellant, at the highest, is towards the 6 cars as a broker and not 18 cars. On that footing, the liability of the Appellant will be 1/3rd. We direct that the Appellant will therefore deposit an amount of Rs.7,00,000/- with the Revenue.

4. Ms.Chandurkar seeks time of 8 weeks to deposit the amount. The Appellant may do so within 8 weeks. During this period of 8 weeks and if the amount is so deposited, thereafter, the coercive measures will not proceed.

5. Civil Applications stand disposed of.

(H.L. GOKHALE, J.)

(V.R. KINGAONKAR, J.)